PATENT Case No. MC068YF

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Α	ממ	licants	:

BOYD, et al.

MAY 2 3 2005 10/525.264

Serial No.

February 22, 2005 Filed:

For: CATHEPSIN CYSTEINEPROTEASE INHIBITORS

To be assigned Art Unit:

Examiner: To be assigned

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT **UNDER 37 CFR 1.97**

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

INFORMATION DISCLOSURE STATEMENT

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited
by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120
are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

	RELATED APPLICATION			
U. S. SERIAL NUMBER	FILING DATE	MERCK CASE		
 		 		

If this is inconvenient, additional copies will be submitted upon request.

	6. In accordance with 37 C.F.R. 1.97, (check one)
\checkmark	the attached information is filed within three months of the filing date of the captioned case.
	the attached information is filed more than three months after the filing date but prior to the mailing of a first Office Action on the merits.
	the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action or Notice of Allowance. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).
	the undersigned certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
	the undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of this Statement.

Respectfully submitted,

By: Micole M. Beeler

Attorney For Applicant(s)

Reg. No. 45,194

MERCK & CO., INC.

Patent Dept., RY60-30

P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-1077

Date: May 19, 2005

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U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.	U.S. Patent Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
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			FOREIC	GN PATENT	DOCUMENTS		
Examiner Cite			Foreign Patent Document		Name of Patentee or Applicant	Date of Publication of	
Initials*	No.	Office	Number	Kind Code (if known)	of Cited Document	Cited Document MM-DD-YYYY	
		PCT	WO 94/14811		CHONG KUN DANG CORP.	07/07/1994	
		PCT	WO 00/49007		ASTRAZENECA AB	08/24/2000	
		PCT	WO 00 49008		ASTRAZENECA AB	08/24/2000	
		PCT	WO 00/55125		AXYS PHARMACEUTICALS, INC.	09/21/2000	
		PCT	WO 01/49288		MERCK FROSST CANADA & CO., et al.	07/12/2001	
		PCT	WO 02/069901		MERCK FROSST CANADA & CO., et al.	09/12/2002	
		PCT	WO 02/098850		AXYS PHARMACEUTICALS, et al.	12/12/2002	

Examiner Signature Date Considered

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	Substitute for form 1449B/PTO				Patent and Trademark Office; U.S DEPARTMENT OF COMMERCE COMPLETE IF KNOWN
	Substitute for form 1449B/PTO ENFORMATION	DIS	CLOSURE	Application Number	10/525264
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<u>کو بہ</u>	(use as many sheet	s as n	ecessary)	Examiner Name	
Shee	t 2	of	2	Attorney Docket Number	MC068YP

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No.	Include name of the author, title, date, page(s), volume-issue number(s) and place of publication.				
		Oya, Shunichi, et al., Database Accession No. 124:4081, Nuclear Medicine and Biology, Vol. 22, No. 6, pp.749-757, 1995.				
		Database Accession No. BRN 2447392 & Yuki Gosei Kagaku Kyokaishi, Vol. 30, pp. 68, 74, 1972.				
		Database Accession No. Reaction ID 1403344, 1403367 & Suzue, S.; Irikura, T Chem. Pharm. Bull., Vol. 16, No. 8, pp. 1417-1432, 1968.				
	_	Database Accession No. Reaction ID 227583 & Cook, et al Chem. Soc., pp. 3227, 3229, 1949.				
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Examiner	Date	
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